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6 Attorneys for Plaintiff
North American Company For Life and
7 Health Insurance

8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 NORTH AMERICAN COMPANY FOR
LIFE AND HEALTH INSURANCE,

11 Plaintiff,

12 vs.

13 MICHAEL L. PHILPOT, an individual,
14 VIRGINIA B. HIRSH, an individual,
JOHN B. KUYKENDALL, an individual,
15 RENE ALEJANDRO LACAPE, an
individual, C. RICHIE MCNAMEE, an
16 individual and HECTOR PAEZ VALDEZ,
an individual, — Defendants.
17

No.: 08 CV 0270 BEN NLS

**PROOF OF SERVICE OF
SUMMONS OF C. RICHIE
MCNAMEE**

Attorney or Party without Attorney: MILEN A. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 Telephone No: 213-457-8000 FAX No: 213-457-8080			For Court Use Only	
Attorney for: Plaintiff			Ref. No. or File No.:	
Insert name of Court, and Judicial District and Branch Court: United States District Court Southern District Of California				
Plaintiff: NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE Defendant: MICHAEL L. PHILPOT, ET AL.				
PROOF OF SERVICE SUMMONS IN A CIVIL		Hearing Date:	Time:	Dept/Div:
				Case Number: 08 CV 0270 BEN NLS

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S RICO CASE STATEMENT PURSUANT TO SOUTHERN DIST. LR 11.1; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S NOTICE OF PARTIES WITH FINANCIAL INTEREST
3. a. Party served: C. RICHIE MCNAMEE, AN INDIVIDUAL
 b. Person served: JANE "DOE", CO-OCCUPANT (REFUSED TO GIVE HER NAME)
 CAUCASIAN, FEMALE, 5'5", 140 LBS, BLACK HAIR, BROWN EYES, 50+ YEARS OLD SERVED UNDER F.R.C.P. RULE 4.
4. Address where the party was served: 4541 ALLA ROAD
 UNIT #3
 MARINA DEL REY, CA 90292
5. I served the party:
 b. by substituted service. On: Tue., May. 06, 2008 at: 5:00PM by leaving the copies with or in the presence of:
 JANE "DOE", CO-OCCUPANT (REFUSED TO GIVE HER NAME)
 CAUCASIAN, FEMALE, 5'5", 140 LBS, BLACK HAIR, BROWN EYES, 50+ YEARS OLD
 SERVED UNDER F.R.C.P. RULE 4.
 (3) (physical address unknown) Usual Place of Mailing Competent Member of the Household over 18. I informed him or her of the general nature of the papers.
 (4) A declaration of mailing is attached.
7. Person Who Served Papers: Recoverable Cost Per CCP 1033.5(a)(4)(B)
 a. ANGEL MOLINA
 b. **FIRST LEGAL INVESTIGATIONS**
 301 CIVIC CENTER DRIVE WEST
 SANTA ANA, CA 92702
 c. (714) 550-1375
 d. **The Fee for Service was:**
 e. I am: Not a Registered California Process Server

8. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

Date: Wed, May. 07, 2008

Attorney or Party without Attorney: MILES M. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 Telephone No: 213-457-8000 FAX No: 213-457-8080			For Court Use Only	
Attorney for: Plaintiff			Ref. No or File No.:	
Insert name of Court, and Judicial District and Branch Court: United States District Court Southern District Of California				
Plaintiff: NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE Defendant: MICHAEL L. PHILPOT, ET AL.				
PROOF OF SERVICE By Mail		Hearing Date:	Time:	Dept/Div:
				Case Number: 08 CV 0270 BEN NLS

1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S RICO CASE STATEMENT PURSUANT TO SOUTHERN DIST. LR 11.1; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S NOTICE OF PARTIES WITH FINANCIAL INTEREST
3. By placing a true copy of each document in the United States mail, in a sealed envelope by **First Class** mail with postage prepaid as follows:
 - a. Date of Mailing: Wed., May. 07, 2008
 - b. Place of Mailing: SANTA ANA, CA 92702
 - c. Addressed as follows: C. RICHIE MCNAMEE, AN INDIVIDUAL
4541 ALLA ROAD
UNIT #3
MARINA DEL REY, CA 90292
4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Wed., May. 07, 2008 in the ordinary course of business.
5. *Person Serving:*
 - a. SOPHIA G. MURILLO
 - b. FIRST LEGAL INVESTIGATIONS
301 CIVIC CENTER DRIVE WEST
SANTA ANA, CA 92702
 - c. (714) 550-1375
 - d. **The Fee for Service was:** Recoverable Cost Per CCP 1033.5(a)(4)(B)
 - e. I am: Not a Registered California Process Server

8. *I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.*

Date: Wed, May. 07, 2008

Sophia G. Murillo
 (SOPHIA G. MURILLO)
 316720.milco.131121

Attorney or Party without Attorney: MILES M. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 Telephone No: 213-457-8000 FAX: No: 213-457-8080				For Court Use Only	
Ref. No or File No.:					
Insert name of Court, and Judicial District and Branch Court: United States District Court Southern District Of California					
Plaintiff: NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE Defendant: MICHAEL L. PHILPOT, ET AL.					
AFFIDAVIT OF REASONABLE DILIGENCE		Hearing Date:	Time:	Dept/Div:	Case Number: 08 CV 0270 BEN NLS

1. I, ANGEL MOLINA, and any employee or independent contractors retained by FIRST LEGAL INVESTIGATIONS are and were on the dates mentioned herein over the age of eighteen years and not a party to this action. Personal service was attempted on Defendant C. RICHIE MCNAMEE, AN INDIVIDUAL as follows:

2. **Documents:** SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL CASE COVER SHEET; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S RICO CASE STATEMENT PURSUANT TO SOUTHERN DIST. LR 11.1; PLAINTIFF NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE'S NOTICE OF PARTIES WITH FINANCIAL INTEREST.

Day	Date	Time	Location	Results
Thu	04/17/08	9:34pm	Usual	SECURED APARTMENT COMPLEX. NAME ON DIRECTORY. NO ANSWER AT INTERCOM AT BACK GATE. SECURITY GUARD AT FRONT GATE. UNABLE TO GAIN ACCESS TO FRONT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Fri	04/18/08	8:00pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Sat	04/19/08	7:05am	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Sun	04/20/08	1:12pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. LIGHTS AND TELEVISION ON. WAITED 10 MINUTES BUT NO ONE CAME TO THE DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Mon	04/21/08	3:35pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.

Attorney or Party without Attorney: MILES M. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 Telephone No: 213-457-8000 FAX: No: 213-457-8080				For Court Use Only	
Ref. No or File No.:					
Insert name of Court, and Judicial District and Branch Court: United States District Court Southern District Of California					
Plaintiff: NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE Defendant: MICHAEL L. PHILPOT, ET AL.					
AFFIDAVIT OF REASONABLE DILIGENCE		Hearing Date:	Time:	Dept/Div:	Case Number: 08 CV 0270 BEN NLS

SUMMONS IN A CIVIL

Day	Date	Time	Location	R e s u l t s
Tue	04/22/08	6:00am	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Wed	04/23/08	6:13pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Thu	04/24/08	4:10pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. UNABLE TO OBTAIN ANY INFORMATION FROM NEIGHBOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Fri	04/25/08	7:00am	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Sat	04/26/08	3:15pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Sun	04/27/08	11:00am	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Sat	05/03/08	1:37pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Sun	05/04/08	5:12pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.

Attorney or Party without Attorney: MILE M. COOLEY, Bar #206783 REED SMITH LLP 355 S. GRAND AVE. SUITE 2900 LOS ANGELES, CA 90071 Telephone No: 213-457-8000 FAX: No: 213-457-8080				For Court Use Only	
Ref. No or File No.:					
Insert name of Court, and Judicial District and Branch Court: United States District Court Southern District Of California					
Plaintiff: NORTH AMERICAN COMPANY FOR LIFE AND HEALTH INSURANCE					
Defendant: MICHAEL L. PHILPOT, ET AL.					
AFFIDAVIT OF REASONABLE DILIGENCE		Hearing Date:	Time:	Dept/Div:	Case Number: 08 CV 0270 BEN NLS

SUMMONS IN A CIVIL

Day	Date	Time	Location	Results
Mon	05/05/08	8:17pm	Usual	SECURED APARTMENT COMPLEX. GAINED ACCESS TO FRONT DOOR. NO ANSWER AT DOOR. Attempt made by: ANGEL MOLINA. Attempt at: 4541 ALLA ROAD UNIT #3 MARINA DEL REY CA 90292.
Tue	05/06/08	5:00pm	Usual Place of	Substituted Service on: C. RICHIE MCNAMEE, AN INDIVIDUAL Usual Place of Mailing - 4541 ALLA ROAD UNIT #3 MARINA DEL REY, CA. 90292 by Serving: JANE "DOE", CO-OCCUPANT (REFUSED TO GIVE HER NAME) CAUCASIAN, FEMALE, 5'5", 140 LBS, BLACK HAIR, BROWN EYES, 50+ YEARS OLD SERVED UNDER F.R.C.P. RULE 4. Competent Member of the Household over 18 by leaving a copy of the document(s) with: JANE "DOE", CO-OCCUPANT (REFUSED TO GIVE HER NAME) CAUCASIAN, FEMALE, 5'5", 140 LBS, BLACK HAIR, BROWN EYES, 50+ YEARS OLD SERVED UNDER F.R.C.P. RULE 4.. Served by: ANGEL MOLINA
Wed	05/07/08			Mailed copy of Documents to: C. RICHIE MCNAMEE, AN INDIVIDUAL

3. Person Executing

a. ANGEL MOLINA

b. FIRST LEGAL INVESTIGATIONS

301 CIVIC CENTER DRIVE WEST
SANTA ANA, CA 92702

c. (714) 550-1375

Recoverable Costs Per CCP 1033.5(a)(4)(B)

d.. The Fee for service was:

e. I am: (3) Not a Registered California Process Server

4. I declare under penalty of perjury under the laws of the State of California and under the laws of the United States Of America that the foregoing is true and correct.

